

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

MARK CROWDER,

Plaintiff,

v.

RYAN O'HARA,

Defendant.

CIVIL ACTION NO. 3:19-cv-01815

(SAPORITO, M.J.)

FILED  
WILKES BARRE  
MAR 17 2023  
PER *MS*  
DEPUTY CLERK

VERDICT SLIP

42 U.S.C. § 1983

1. Was defendant Ryan O'Hara acting under color of state law?

Yes X No     

2. Did defendant Ryan O'Hara have a reasonable opportunity to intervene during the attack on plaintiff Mark Crowder?

Yes X No     

If you answered "Yes" to Question 2, proceed to Question 3. If you answered "No" to Question 2, proceed to Question 4.

3. Did defendant Ryan O'Hara fail to intervene during the attack on plaintiff Mark Crowder?

Yes      No X

If you answered "Yes" to Question 3, proceed to Question 5. If you answered "No" to Question 3, proceed to Question 4.

4. Was defendant Ryan O'Hara deliberately indifferent to a substantial risk of serious harm to the plaintiff, Mark Crowder?

Yes \_\_\_\_\_ No X

If you answered "No" to Question 4, the plaintiff cannot recover. Sign and date this form and return to the courtroom. If you answered "Yes" to Question 4, proceed to Question 5.

5. Did the defendant's act described in Questions 3 or 4 above cause injury to the plaintiff?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "Yes" to Question 5, proceed to Question 6(a) and skip Question 6(b).

If you answered "No" to Question 5, skip Question 6(a) and proceed to Question 6(b).

6(a). Please state the amount that will fairly compensate the plaintiff, Mark Crowder, for any injury he actually sustained as a result of defendant's conduct?

\$ \_\_\_\_\_

Proceed to Question 7.

6(b). Because we answered "No" to Question 5, the plaintiff is awarded nominal damages in the amount of \$1.00.

Proceed to Question 7.

7. If you answered "Yes" to Question 3 or Question 4, did defendant, Ryan O'Hara act maliciously or wantonly in violating plaintiff's rights?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "No" to Question 7 sign and date this form and return to the courtroom. Otherwise, proceed to Question 8.

8. If you answered "Yes" to Question 7, what amount of punitive damages, if any, should be assessed against the defendant?

\$ \_\_\_\_\_

Date: 3/16/23

Lisa Geron  
Jury Foreperson